

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
KADZIAUSKAS ET AL.

Title: PHACO THERMAL  
CONTROL APPARATUS AND  
METHOD

Serial No.: 10/690,203

Filed: October 20, 2003

Group Art Unit: 3763

Examiner: Mendez, Manuel A.

Confirmation No. 3684

**RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Commissioner:

In response to the Office Action mailed on June 22, 2009, the applicant hereby submits the following remarks for the Examiner's consideration:

**Claims** begin on page 2 of this paper; and

**Remarks** begin on page 7 of this paper.

I hereby certify that this correspondence is being  
filed via EFS-Web with the United States Patent  
and Trademark Office on

September 22, 2009.  
By: 

Tamara J. Yorita